

108TH CONGRESS  
1ST SESSION

# S. 651

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## AN ACT

To amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for the majority of the trails in the System, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as “National Trails System  
5       Willing Seller Act”.

1 **SEC. 2. AUTHORITY TO ACQUIRE LANDS FROM WILLING**  
 2 **SELLERS FOR CERTAIN TRAILS.**

3 (a) OREGON NATIONAL HISTORIC TRAIL.—Section  
 4 5(a)(3) of the National Trails System Act (16 U.S.C.  
 5 1244(a)(3)) is amended by adding at the end the fol-  
 6 lowing: “No lands or interests therein outside the exterior  
 7 boundaries of any Federally administered area may be ac-  
 8 quired by the Federal government for the trail except with  
 9 the consent of the owner thereof. The authority of the  
 10 Federal government to acquire fee title under this para-  
 11 graph shall be limited to an average of not more than one-  
 12 quarter mile on either side of the trail.”.

13 (b) MORMON PIONEER NATIONAL HISTORIC  
 14 TRAIL.—Section 5(a)(4) of the National Trails System  
 15 Act (16 U.S.C. 1244(a)(4)) is amended by adding at the  
 16 end the following: “No lands or interests therein outside  
 17 the exterior boundaries of any Federally administered area  
 18 may be acquired by the Federal government for the trail  
 19 except with the consent of the owner thereof. The author-  
 20 ity of the Federal government to acquire fee title under  
 21 this paragraph shall be limited to an average of not more  
 22 than one-quarter mile on either side of the trail.”.

23 (c) CONTINENTAL DIVIDE NATIONAL SCENIC  
 24 TRAIL.—Section 5(a)(5) of the National Trails System  
 25 Act (16 U.S.C. 1244(a)(5)) is amended by adding at the  
 26 end the following: “No lands or interests therein outside

1 the exterior boundaries of any Federally administered area  
 2 may be acquired by the Federal government for the trail  
 3 except with the consent of the owner thereof. The author-  
 4 ity of the Federal government to acquire fee title under  
 5 this paragraph shall be limited to an average of not more  
 6 than one-quarter mile on either side of the trail.”.

7 (d) LEWIS AND CLARK NATIONAL HISTORIC  
 8 TRAIL.—Section 5(a)(6) of the National Trails System  
 9 Act (16 U.S.C. 1244(a)(6)) is amended by adding at the  
 10 end the following: “No lands or interests therein outside  
 11 the exterior boundaries of any Federally administered area  
 12 may be acquired by the Federal government for the trail  
 13 except with the consent of the owner thereof. The author-  
 14 ity of the Federal government to acquire fee title under  
 15 this paragraph shall be limited to an average of not more  
 16 than one-quarter mile on either side of the trail.”.

17 (e) IDITAROD NATIONAL HISTORIC TRAIL.—Section  
 18 5(a)(7) of the National Trails System Act (16 U.S.C.  
 19 1244(a)(7)) is amended by adding at the end the fol-  
 20 lowing: “No lands or interests therein outside the exterior  
 21 boundaries of any Federally administered area may be ac-  
 22 quired by the Federal government for the trail except with  
 23 the consent of the owner thereof. The authority of the  
 24 Federal government to acquire fee title under this para-

1 graph shall be limited to an average of not more than one-  
 2 quarter mile on either side of the trail.”.

3 (f) NORTH COUNTRY NATIONAL SCENIC TRAIL.—  
 4 Section 5(a)(8) of the National Trails System Act (16  
 5 U.S.C. 1244(a)(8)) is amended by adding at the end the  
 6 following: “No lands or interests therein outside the exte-  
 7 rior boundaries of any Federally administered area may  
 8 be acquired by the Federal government for the trail except  
 9 with the consent of the owner thereof.”.

10 (g) ICE AGE NATIONAL SCENIC TRAIL.—Section  
 11 5(a)(10) of the National Trails System Act (16 U.S.C.  
 12 1244(a)(10)) is amended by adding at the end the fol-  
 13 lowing: “No lands or interests therein outside the exterior  
 14 boundaries of any Federally administered area may be ac-  
 15 quired by the Federal government for the trail except with  
 16 the consent of the owner thereof.”.

17 (h) POTOMAC HERITAGE NATIONAL SCENIC  
 18 TRAIL.—Section 5(a)(11) of the National Trails System  
 19 Act (16 U.S.C. 1244(a)(11)) is amended by adding at the  
 20 end the following: “No lands or interests therein outside  
 21 the exterior boundaries of any Federally administered area  
 22 may be acquired by the Federal government for the trail  
 23 except with the consent of the owner thereof.”.

24 (i) NEZ PERCE NATIONAL HISTORIC TRAIL.—Sec-  
 25 tion 5(a)(14) of the National Trails System Act (16

1 U.S.C. 1244(a)(14)) is amended by adding at the end the  
 2 following: “No lands or interests therein outside the exte-  
 3 rior boundaries of any Federally administered area may  
 4 be acquired by the Federal government for the trail except  
 5 with the consent of the owner thereof. The authority of  
 6 the Federal government to acquire fee title under this  
 7 paragraph shall be limited to an average of not more than  
 8 one-quarter mile on either side of the trail.”.

9 **SEC. 3. CONFORMING AMENDMENT.**

10 Section 10(c) of the National Trails System Act (16  
 11 U.S.C. 1249(c)) is amended to read as follows:

12 “(c)(1) Except as otherwise provided in this Act,  
 13 there is authorized to be appropriated such sums as may  
 14 be necessary to implement the provisions of this Act relat-  
 15 ing to the trails designated by section 5(a).

16 “(2) Not more than \$500,000 may be appropriated  
 17 for the purposes of land acquisition and interests therein  
 18 for the Natchez Trace National Scenic Trail designated  
 19 by section 5(a)(12) of this Act, and not more than  
 20 \$2,000,000 may be appropriated for the purposes of the  
 21 development of such trail. The administering agency for

- 1 the trail shall encourage volunteer trail groups to partici-
- 2 pate in the development of the trail.”.

Passed the Senate July 17, 2003.

Attest:

*Secretary.*

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